

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

WILLARD L. JAMES, JR.,  
Plaintiff,  
v.  
MICHAEL J. ASTRUE,  
Commissioner of Social  
Security,  
Defendant.

)  
) No. CV-08-092-CI  
)  
)  
) ORDER GRANTING STIPULATED  
) MOTION FOR REMAND PURSUANT  
) TO SENTENCE FOUR OF 42  
) U.S.C. 405(g)  
)  
)  
)

BEFORE THE COURT is the parties' stipulated Motion for Remand of the above-captioned matter to the Commissioner for additional administrative proceedings. (Ct. Rec. 22.) The parties have consented to proceed before a magistrate judge. (Ct. Rec. 8.) After considering the stipulation of the parties,

**IT IS ORDERED:**

1. The parties' stipulated Motion for Remand (**Ct. Rec. 22**) is **GRANTED**. The above-captioned case shall be **REVERSED** and **REMANDED** to the Commissioner of Social Security for further administrative proceedings pursuant to sentence four of 42 U.S.C. § 405(g). On remand, the administrative law judge (ALJ) will further evaluate Plaintiff's mental impairments and consider the report and opinion of Dennis Pollack, Ph.D. In addition, the ALJ will re-evaluate

1 Plaintiff's testimony and the lay witness testimony.

2 2. Judgment shall be entered for the **PLAINTIFF**.

3 3. An application for attorney fees may be filed by separate  
4 motion.

5 The District Court Executive is directed to enter this Order,  
6 forward copies to counsel, and thereafter shall close this file.

7 DATED November 4, 2008.

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9 S/ CYNTHIA IMBROGNO  
10 UNITED STATES MAGISTRATE JUDGE  
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